THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.20526 of 2005

Date:19.09.2005

Poodi kameswara Rao

--------PETITIONER

Andhra University and another

---------RESPONDENTS

ORDER:

The Andhra University introduced a scheme to enable the eligible candidates, to pass B.A.Degree Course without the necessity of undergoing regular instructions or attendance in the colleges. Under this, an eligible candidate is permitted to take the examination of I, II and III Year Course at a time and this is known as 'single sitting system'. The petitioner registered himself for this course and appeared for the examination in September 1995. Ever since, he took as many as ten examinations up to the year 2000. But still, he could not pass the Degree Course.

The University Grants Commission took exception to the said Course and at its direction, the Andhra University discontinued the same with effect from 1997-98. However, the candidates were permitted to clear the backlogs up to the year 2000. The petitioner could not clear the backlogs by the year 2000. When he attempted to take further examination, and submitted an application, it was returned with an endorsement on 03.10.2000 indicating that the petitioner cannot pursue that course any further and that if he wants, he can contact the Director of School of Education.

The petitioner got himself admitted into the III-Year of B.A. in the Distance Education Scheme and in fact, he appeared in the left over subjects. On

verification of the records, at a later stage, the University authorities found that the petitioner could not have been admitted in the 3rd year of that Course. Therefore, they did not recognize his appearance in the left over subjects.

The petitioner approached the District Legal Services Authority, East Godavari, alleging that though he has cleared the subjects, he was not issued the Degree Certificate. On a notice issued by the Legal Services Authority, the University replied through letter, dated 13.01.2005, narrating the facts referred to above. The same is challenged in this writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the Andhra University.

An examination of the facts referred to above discloses that the petitioner commenced his course under the 'single sitting pattern' in the year 1995. He appeared for as many as ten times to clear that course and made the very nomenclature of the course as misnomer. The course was discontinued in 1997 and he could not clear the backlogs even thereafter.

The Three-Year Degree Course introduced in the School of Distance Education is of a totally different pattern. It did not provide for any lateral entry to 3rd year, by those, who got this registered for single sitting scheme. It is true that the respondents permitted the petitioner to appear in the backlogs of the previous course in the subsequent scheme. However, on realizing that the petitioner was not entitled to appear in those examinations in the subsequent course, they refused to issue the degree certificate. Therefore, no exception can be taken to the action of the respondents.

Hence, the writ petition is dismissed. There shall be no order as to costs.

19.09.2005

Jsu